

UNITED STATES CONSTRUCTION CORPORATION

2785 S.E. 11TH STREET ~ POMPANO BEACH, FLORIDA 33062

Phone (954)785-6085 ~ Fax (954)788-9362

2003 AUG 26 AM 11:16

August 23, 2003

Martin Wargo
United States Army Corps of Engineers
Regulatory Functions
1776 Niagara Street
Buffalo, New York 14207-3199

Re: United States Construction Corp.
The Cove on the Bay Marina
Permit Application
Sandusky Bay, Ottawa County, Ohio

Dear Mr. Wargo:

Enclosed please find the following information with respect to the above referenced application:

1. Location map of the disposal site for all dredge material.
2. Copy of the Phase I Archaeological Report for *The Cove On The Bay's* entire site. The southern limit of this report is the shoreline. **A copy is on file with OSHPO.**
3. Aerial photographs of the site over the years provided by ODNR.
4. Ground photographs south of lot 1, taken on August 19, 2003.
5. A set of the subdivision preliminary plat drawings approved by Ottawa County.

As you are aware, we have encountered significant archeological burials and artifacts on the upland portion of this site. This occurs in the area of proposed Lots 2 through 8.

Lot 1 has a newly built home on it. All of the land south of it, approximately 150 feet from the shoreline, has had other structures on it over the past fifty years. (See ODNR aerial photographs) This includes three underground sewer plants/septic tanks and four cottages.

The property owner to the west of the site, Roy Bauman, has told us that in the 1980's the property was filled at the shoreline approximately three feet because of the flooding problems. Mr. Bauman is the previous land owner of *The Cove on the Bay* property. This property has been in his family for about 150 years.

The point of this information is that any archeological information between Lot 1 and the shoreline has been destroyed from all the activity that has taken place over the last fifty or more years. I have spoken with Franco Ruffino of OSHPO about our voluntary archeological studies on this site north of lot 1. I got the impression from our conversation that he was satisfied with our approach to handling this site.

Our voluntary approach is as follows:

We have engaged the services of the Ohio Valley Archeological Consultants, Ltd., Albert Pecora, PH.D. to complete Phase III archeological study on the road right-of-way for lots two through eight. The final report of this study will be supplied to OSCINE and any other interested party.

There is a tentative agreement with another professional archeological group to perform a study on actual lots in the summer of 2004. We will hold off building on these lots until they are complete.

All human remains are to be returned to our site and reburied in a preservation area.

Arthur Medicine Eagle of the Five State Alliance Of 1st Americans, and Joyce Mahihie of an Ohio Indian group have come to our site and performed cleansing ceremonies. We are also in discussions with the Wyandot Nations. All organizations thus far have expressed their gratitude for reinturnment of remains on the site and wish to participate in the ceremonies. I've been told there will be objections from some groups. Indians from as far away as Minnesota have sent packages and blessings to be used in the reburials and to "cleanse the site".

The archaeologists have told my firm that there are about 37,000 archeological sites in the State of Ohio. Seldom do they see Developers go to the extreme we have at *The Cove On The Bay* to satisfy both the historical and Indian communities on a voluntary basis.

Our archeologist told us an archaeological survey in the marina area would be extremely cost prohibited. They felt the only way it could be done properly is by draining the Sandusky Bay under the proposed marina.

I'm hopeful this will address your concerns. Thank you for your cooperation and your attention on this matter.

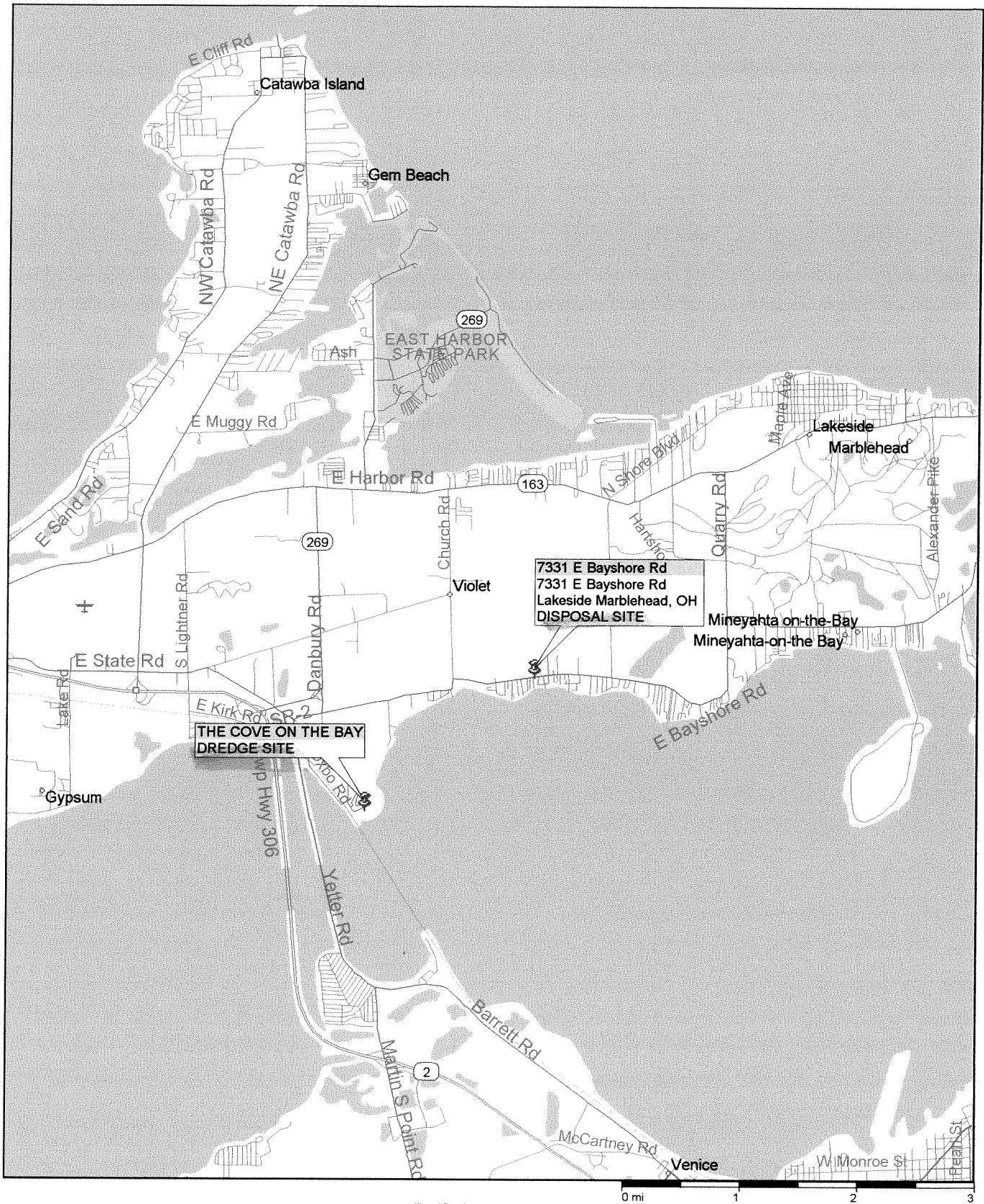
Very truly yours,
United States Construction Corp.



Greg Spatz
President

Enclosures

THE COVE ON THE BAY DISPOSAL SITE



Microsoft Expedia

Streets98

8119603



House on Lot #1 R N



House on Lot #1 ↑
N

8-19-02



SHORELINE Retaining wall

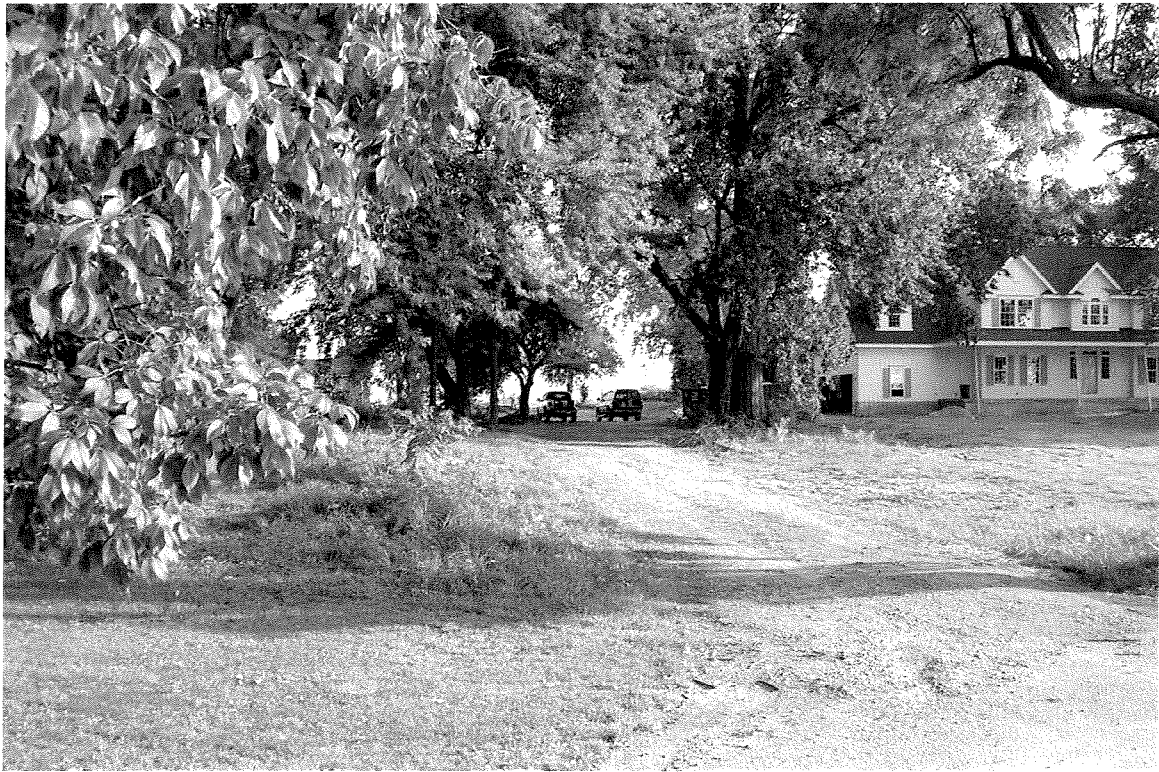
S →



SHORELINE Fill Area

N ↗

8-19-03



↑
N



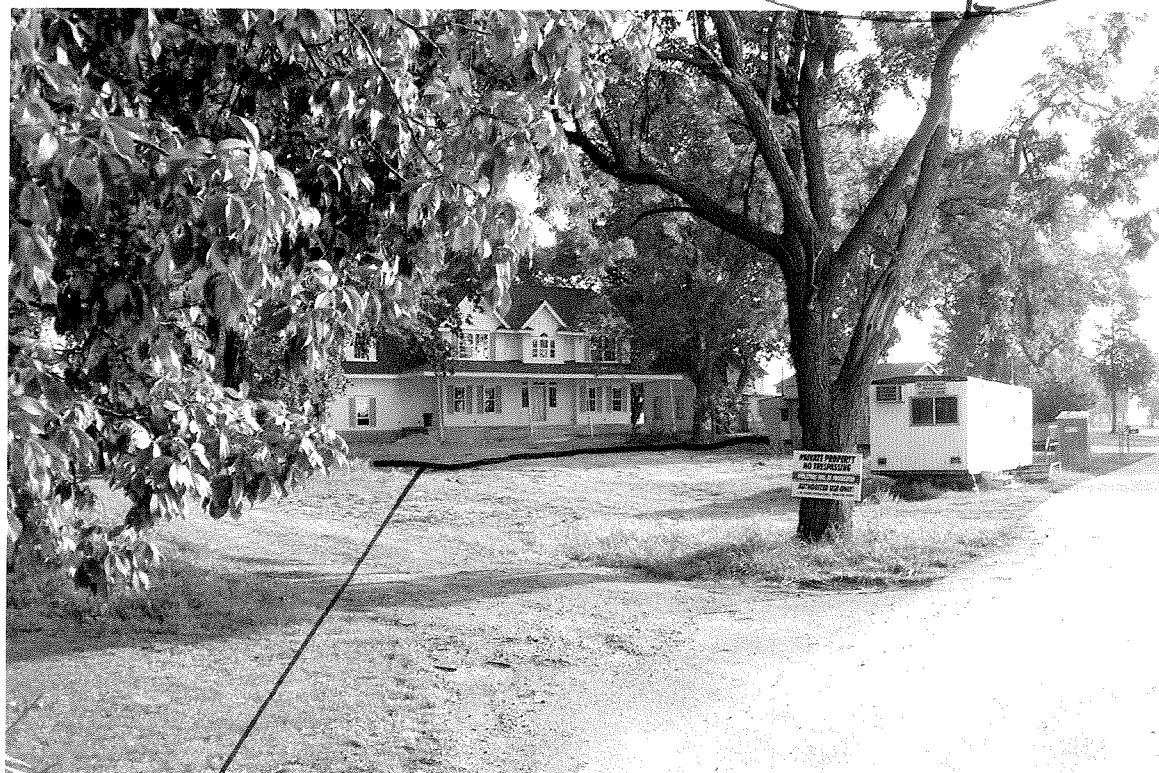
Concrete SLAB +
RETAINING WALL AT
SHORELINE ← N

8-19-03



↖ N

Fill Area 1980's



↑ E

↗ E

Approx
Location
of Lot #1 Line

↖ N

8-19-03

This Area Filled About 3' in 80's



Existing
Cottage

Septic

Septic

Sewer
Plant
(Removed)

↑
E

Previous
Structures
Removed

8-19-03



VIEW FROM LOT #1 TO SOUTH

↑
S



-Lot #1
Home

Aerth.
SITE
LOT #3
Roadway

↑
S

1957

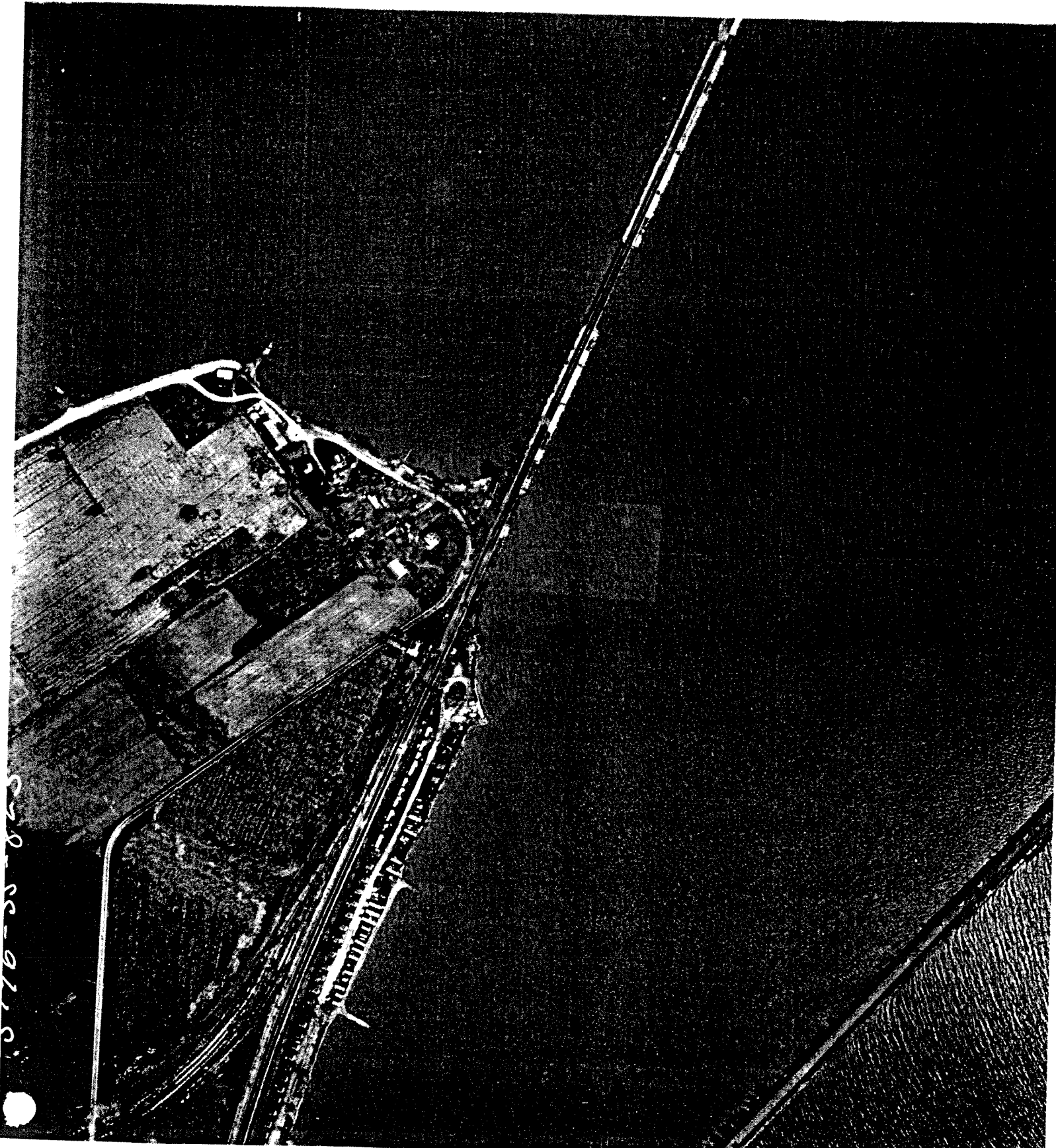
APPROX
LOCATION
OF LOT 41



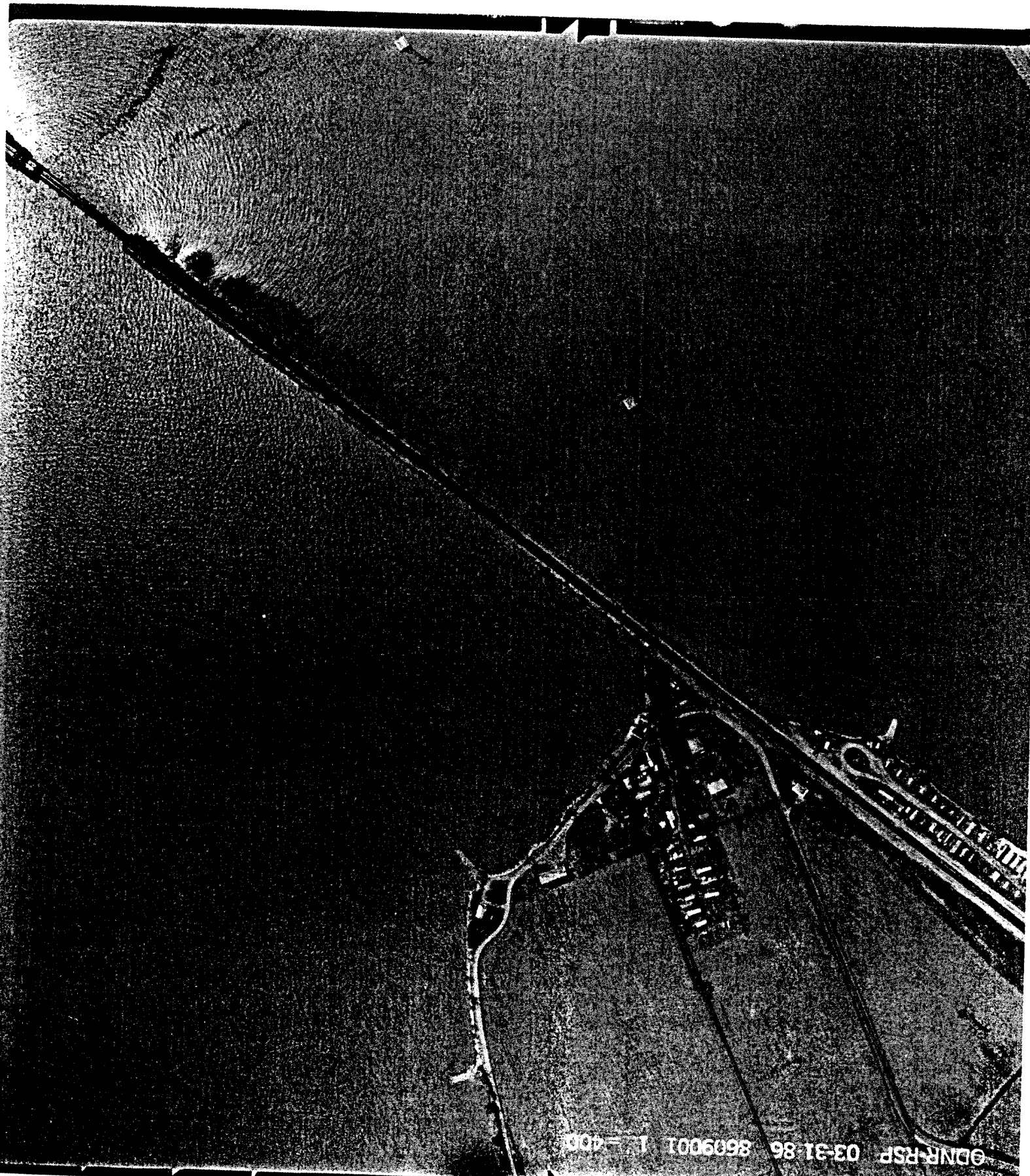
1968



1973



1986



GDNR-RSP 03-31-86 8609001 17-400

ODNR RSP 04 23 96 041130

1993